

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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ANTHONY BARNWELL,

Petitioner,

DECISION AND ORDER

02-CV-6607L

v.

HOWARD RELIN, Monroe County  
District Attorney,

Respondent.

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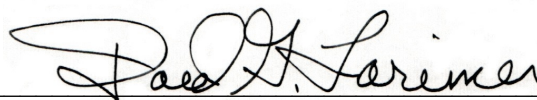
This Court referred the petition of Anthony Barnwell for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254 to United States Magistrate Judge Victor E. Bianchini. The referral was pursuant to 28 U.S.C. § 636(b).

Magistrate Judge Bianchini issued a thorough Report and Recommendation that this Court should grant respondent's motion to dismiss. No objections were filed to that Report and Recommendation. I have reviewed the Report and Recommendation, and I accept it in its entirety.

CONCLUSION

The Report and Recommendation of United States Magistrate Judge Victor E. Bianchini (Dkt. #13) is in all respects accepted. Defendant's motion to dismiss the petition is granted and the petition is dismissed with prejudice.

IT IS SO ORDERED.



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DAVID G. LARIMER  
United States District Judge

Dated: Rochester, New York  
September 25, 2006.